

DETAILED ACTION

1. Applicants' amendment filed September 10, 2008 is acknowledged. Claims 1-5 are deleted. Claim 6 is amended. Claims 17-20 are added. Now, Claims 6-20 are pending.
2. Claim objection(s) in the previous Office Action (Paper No. 20080607) is/are removed.
3. Claim rejection(s) under 35 USC 102 and 103 in the previous Office Action (Paper No. 20080607) is/are removed.

Allowable Subject Matter

4. Claims 6-20 are allowed.
5. The following is an examiner's statement of reasons for allowance:

The present claims are allowable for at least the following reason(s) over the closest reference: Tanaka (US 4 617 344)

Tanaka discloses a process for the preparation of phosphonic ester-modified organosiloxanes by reacting a) an organosilicon compound, b) a phosphonate ester-

modified alkoxysilane represented by formula (II) and c) a catalyst in an **aqueous** medium. (col. 1, line 53 to col. 2, line 21, col. 2, line 26 to col. 4, line 4, col. 4, lines 31-51 and Examples) However, Tanaka does not teach or fairly suggest a process the claimed process for the preparation of phosphonic ester-modified organosiloxanes where the process is carried out in **neat** or an **organic** solvent.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kuo-Liang Peng whose telephone number is (571) 272-1091. The examiner can normally be reached on Monday-Friday from 8:30 AM to 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jim Seidleck, can be reached on (571) 272-1078. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

klp
October 11, 2008

/Kuo-Liang Peng/
Primary Examiner, Art Unit 1796